

purposes of making distributions to Creditors hereunder, free and clear of all Claims and Interests, in accordance with Section 1141 of the Bankruptcy Code.

## **ARTICLE 12**

### **CLOSING THE CASE**

12.1 Upon substantial consummation, the Debtor may move for a final decree to close the Bankruptcy Case and to request such other orders as may be just.

Dated: New York, New York  
January 18, 2011

**Everyday Logistics, LLC, by Hotel K LLC,  
its Managing Member**

By: s/Eliot Spitzer, Managing Member

**BACKENROTH FRANKEL & KRINSKY,  
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